IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 04 OF 2005

Ashok Maruti Mane & Anr. ..Applicants.

V/s.

The State of Maharashtra .. Respondent.

Shri Abhyakumar Apte for the Applicants.
Shri K. V. Saste, APP for the Respondent State.

CORAM : A.M.KHANWILKAR,J.
DATED : JANUARY 18, 2005

PC :-

. Heard learned counsel for the parties.

2. I see no reason to depart from the conclusion reached by the court below. There is material on record not only about the alleged activities prior to the incident in question but also after the incident in that the witnesses have deposed about the similar activities of the applicants. In view of this evidence on record, not a case for bail. Counsel for the applicants, however, contends that the chits which have been recovered will be of no avail because, the same cannot be proved unless specimen hand writing of the accused was obtained. There is no substance in

this submission because the prosecution case appears to be that the chits were handed over by the daughter of the applicant to the concerned persons, which were perhaps written by the person other than the applicant. Be that as it may, all those aspects will be relevant for the trial. For the present it is enough to observe that the statements of witnesses indicate the complicity of the applicant in relation to the offence in question. Hence, not a case for bail. Rejected.

3. The court below is directed to expedite hearing of the trial. The District Judge, Solapur may assign the case to the fast track court, if not already done, to ensure the early disposal of the case.

4. Ordered accordingly.

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